

ORIGINAL
OPEN MEETING



MEMORANDUM
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TO: THE COMMISSION

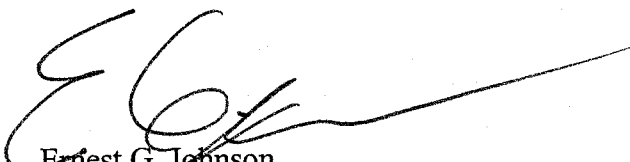
FROM: Utilities Division

DATE: June 13, 2007

RE: IN THE MATTER OF AMERICAN REALTY & MORTGAGE CO., INC. DBA
HACIENDA ACRES WATER SYSTEM - FILING OF A CURTAILMENT PLAN
TARIFF (DOCKET NO. W-02588A-07-0350)

2258

On June 4, 2007, American Realty & Mortgage Co., Inc. dba Hacienda Acres Water System ("Company") filed a curtailment plan tariff. The Company's proposed tariff differs from Staff's general tariff template that is posted on the Commission's website. The Company omitted language from its proposed tariff that requires the Company under a Stage 3 or 4 Curtailment to augment its supply of water by either hauling or through an emergency interconnect with an approved water supply. The Company also omitted language requiring that it must otherwise provide emergency drinking water for its customers until a permanent solution has been implemented under a Stage 4 curtailment. Staff needs additional time to complete its review and recommends that the filing be suspended for one-hundred seven (107) days.


Ernest G. Johnson
Director
Utilities Division

EGJ:DWS:lhmkc

ORIGINATOR: Del Smith

Arizona Corporation Commission
DOCKETED
JUN 14 2007

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BEFORE THE ARIZONA CORPORATION COMMISSION

MIKE GLEASON
Chairman
WILLIAM A. MUNDELL
Commissioner
JEFF HATCH-MILLER
Commissioner
KRISTIN K. MAYES
Commissioner
GARY PIERCE
Commissioner

IN THE MATTER OF AMERICAN REALTY
& MORTGAGE CO., INC. DBA HACIENDA }
ACRES WATER SYSTEM – FILING OF A }
CURTAILMENT PLAN TARIFF }
_____ }

DOCKET NO. W-02258A-07-0350
DECISION NO. _____
ORDER

Open Meeting
June 26 and 27, 2007
Phoenix, Arizona

BY THE COMMISSION:

FINDINGS OF FACT

1. American Realty & Mortgage Co., Inc. dba Hacienda Acres Water System (“Company”) is certificated to provide water as a public service corporation in the State of Arizona.
2. On June 4, 2007, the Company filed for a curtailment plan tariff. The Company’s proposed tariff differs from Staff’s general tariff template that is posted on the Commission’s website. The Company omitted language from its proposed tariff that requires the Company under a Stage 3 or 4 Curtailment to augment its supply of water by either hauling or through an emergency interconnect with an approved water supply. The Company also omitted language requiring that it must otherwise provide emergency drinking water for its customers until a permanent solution has been implemented under a Stage 4 curtailment.
3. Staff needs additional time to complete its review and recommends that the filing be suspended for one-hundred seven (107) days.
- ...

CONCLUSIONS OF LAW

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2 1. The Company is an Arizona public service corporation within the meaning of
3 Article XV, Section 2, of the Arizona Constitution.

4 3. The Commission has jurisdiction over the Company and of the subject matter in
5 this Application.

6 4. The Commission having reviewed the filing and Staff's Memorandum dated
7 June 13, 2007, concludes that it is in the public interest to suspend the filing for one-hundred seven
8 (107) days pursuant to A.R.S. §40-250(B).

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ORDER

IT IS THEREFORE ORDERED that this tariff filing be and is hereby suspended for a period of one-hundred seven (107) days, through and including September 19, 2007.

IT IS FURTHER ORDERED that this Order shall become effective immediately.

BY THE ORDER OF THE ARIZONA CORPORATION COMMISSION

CHAIRMAN

COMMISSIONER

COMMISSIONER

COMMISSIONER

COMMISSIONER

IN WITNESS WHEREOF, I BRIAN C. McNEIL, Executive Director of the Arizona Corporation Commission, have hereunto, set my hand and caused the official seal of this Commission to be affixed at the Capitol, in the City of Phoenix, this _____ day of _____, 2007.

BRIAN C. McNEIL
Executive Director

DISSENT: _____

DISSENT: _____

EGJ:DWS:lhmc/KC

Decision No. _____

1 SERVICE LIST FOR: American Realty & Mortgage Co., Inc. dba Hacienda Acres Water System
2 DOCKET NO. W-02258A-07-0359

3 Mr. Joseph W. Lee
4 Secretary Treasurer
5 American Realty & Mortgage Co., Inc.
6 dba Hacienda Acres Water System
7 Post Office 232
8 Wittmann, Arizona 85361

9 Mr. Ernest G. Johnson
10 Director, Utilities Division
11 Arizona Corporation Commission
12 1200 West Washington
13 Phoenix, Arizona 85007

14 Mr. Christopher C. Kempley
15 Chief Counsel
16 Arizona Corporation Commission
17 1200 West Washington
18 Phoenix, Arizona 85007
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